

November 2, 2007

Kansas Department of Health and Environment  
Amended Permanent Regulation  
Article 61. Speech-Language Pathologists and Audiologists

28-61-11. Unprofessional conduct. Each of the following acts by a licensee shall be evidence of unprofessional conduct:

(a) Misrepresenting any professional qualifications or credentials, including any of the following:

(1) Impersonating another licensed professional;

(2) knowingly allowing the use of one's license or license number by another person; or

(3) using an academic title that has not been conferred by an accredited educational institution;

(b) improper certification of services rendered when these services were not provided or supervised by the licensee;

(c) falsifying documents of personal data or qualifications in the application for licensure;

(d) aiding in the submission of false information or sanctioning the submission of false information for the purpose of another person obtaining licensure;

(e) misrepresenting services provided under one's professional license;

(f) promoting or endorsing products in a false or misleading manner;

(g) making unsupported or misleading claims about the efficacy of any professional service;

(h) performing services that could fall under the scope of practice but for which the licensee has not received training that can be documented by an academic transcript or a certificate of training completion;

- (i) performing or offering to perform services that are unwarranted;
- (~~h~~) (j) billing or receiving remuneration for services not rendered;
- (~~g~~) (k) withholding or failing to provide information that might affect a client's decision regarding the establishment or continuation of the professional relationship;
- (~~h~~) (l) failing to disclose to a client a proprietary interest in any commercial enterprise that might affect the client's decision regarding services;
- (~~h~~) (m) using undue influence, the threat of harm, or any false claim of future risk in order to promote sales, services, or products for personal gain or profit;
- (~~m~~) (n) failing to exercise appropriate supervision over clinical practicum students, temporarily licensed postgraduate professionals, or assistants with whom the licensee has a supervisory relationship;
- (~~n~~) (o) failing to report to the department alleged violations by speech-language pathologists and audiologists of Kansas statutes or rules and regulations pertaining to the practice of speech-language pathology and audiology; and
- (~~o~~) (p) refusing to cooperate in a timely manner with the investigation of complaints under the jurisdiction of the Kansas department of health and environment.

(Authorized by K.S.A. 65-6503 and 65-6508; ~~and~~ implementing K.S.A. 65-6503 65-6508; effective March 16, 2001; amended P-\_\_\_\_\_.)